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SCHOOL & MASS EDUCATION DEPARTMENT

NOTIFICATION

The 21st February, 2017

Sub: Issue of Certificate of recognition to Schools under section 18 of the Right of Children to Free and Compulsory Education Act, 2009.

No.2956-SME-EL2-EL2-0090/2014/S&ME.— The Right of Children to Free and Compulsory Education Act, 2009 was enacted to provide free and compulsory education to all children of the age of six to fourteen years. The State Govt. made the Odisha Right of Children to Free and Compulsory Education Rules, 2010 for implementation of the provisions of the RCFCE Act. Section 18 of the Act provides that “no School, other than a school established, owned or controlled by the appropriate Government or the local authority, shall, after the commencement of this Act, be established or function, without obtaining a certificate of recognition from such authority, by making an application in such form and manner, as may be prescribed”. It is further provided that no such recognition shall be granted to a school unless it fulfils norms and standards specified under section-19. It is also stipulated that on contravention of the conditions of the recognition, the prescribed authority shall withdraw recognition by an order in writing after giving an opportunity of being heard to such school.

Rule 13 of the Odisha Right of Children to Free and Compulsory Education Rules, 2010 gives details regarding recognition to school. The following instructions are issued regarding issue of Certificate of recognition to schools under provisions of Section 18 of the Right of Children to Free and Compulsory Education Act, 2009 and rule-13 of Odisha Right of Children to Free and Compulsory Education Rules, 2010.

1. Any individual, group or association of individuals desiring to establish and run an Elementary school (Class-I to VIII) shall apply online for Certificate of recognition to the concerned District Education Officer in form-I appended to the

Rule 13 of the Odisha Right of Children to Free and Compulsory Education Rules, 2010 within the time fixed by Govt. from time to time for the purpose.

2. The DEO, after receipt of application from the School Authority, shall inspect or cause to inspect the school by an officer under his/ her control, within three months from date of application by the School Authority or within the deadline fixed by the Govt. positively.
3. The DEO shall recommend for issue of Certificate of recognition in favour of the school within one month of the inspection if the school fulfils the norms and standards specified in the scheduled to the RCFCE Act and submit online to the Director of Elementary Education for consideration.
4. After being satisfied with the proposal of DEO, Director, Elementary Education, Odisha shall approve the proposal, for issue of Certificate of recognition by the DEO concerned, under section 18 of the Act.
5. On receipt of approval from the Director, Elementary Education, the DEO shall issue the Certificate of recognition to the concerned school in form-II.
6. The Certificate of recognition will be valid for 5 years.
7. During these 5 years at least one inspection of the school shall be conducted by an officer authorised to conduct the inspection.
8. If any violation of the conditions of Certificate of recognition are noticed, the DEO shall take steps as per rule 14 for withdrawal of recognition of the school with approval of the Director, Elementary Education.
9. This notification supersedes all other previous instructions on Issue of Certificate of recognition to schools under section 18 of the Right of Children to Free and Compulsory Education Act, 2009.

By Order of the Governor

RANJANA CHOPRA
Commissioner-cum-Secretary to Government